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FEDERAL COMMUNICATIONS COMMISSION
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Via Hand Delivery

William F. Caton
Secretary
Federal Communications Commission
1919 M Street, N.W., Room 222
Washington, D.C. 20554

NextWave Telecom Inc.

Re: WT Docket No. 97-82

Dear Mr. Caton:

Please place the attached letter in the above-referenced docket.

With best regards.

Sincerely,

Charla M. Rath
Vice President, Strategic Affiliations

1101 Pennsylvania Avenue, N.W.

Suite 805

Washington, D.C. 20004

Tel. 202.347.2771

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

The Honorable Reed Hundt
Chairman
Federal Communications Commission
1919 M Street, N.W., 8th Floor
Washington, D.C. 20554

Re: Ex Parte Presentation In WT Docket No. 97-82

Dear Mr. Chairman:

NextWave Telecom Inc.

During recent conversations with representatives of NextWave Telecom Inc. ("NextWave" or the "Company"), Jon Garcia of the Commission's C-block Restructuring Task Force, has suggested that NextWave give serious thought to a rapid reauction as a possible approach to resolving the core issue presented in the Commission's C-block Review proceeding. The purpose of this letter is to inform you that NextWave believes a rapid reauction, in concept, is a helpful component of an overall solution if properly structured.

NextWave continues to believe that the optimum solution is to defer C-block installment interest payments from four to six years. The advantages of this approach are numerous and straightforward, and meet all interested parties' criteria that have been identified to date. Specifically, a deferral (1) is fair to taxpayers because the government is kept whole in revenue terms; (2) maintains the credibility of the Commission's rules and processes; (3) maximizes rapid and efficient delivery of competitive wireless services to the public. It is NextWave's understanding that, for these reasons, the deferral approach has attracted substantial congressional support.

The concept of a rapid reauction, as NextWave views it, entails a return to the Commission of C-block spectrum, by BTA. Within six to eight months thereafter, that spectrum would be the object of a reauction in which C-block licenses and any other qualified Designated Entity (but only DEs) could participate. Licensees would be given a bidding credit approximately equal to the downpayment associated with their returned spectrum, which would be forfeited if not used in the reauction.

A return and reauction of NextWave's C-Block spectrum would put more than two years of intense effort and \$80 million dollars of network construction

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The Honorable Reed E. Hundt
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activity totally at risk, as well as nearly our \$500 million dollars in C-block license payments that a broad based group of pension funds and other investors have been willing to commit to wireless competition. Nevertheless, given the Commission's desire to reauction the spectrum, and in the spirit of compromise, NextWave is willing to support a rapid reauction approach that is based on the framework outlined above. As a matter of fiduciary duty to our investors and creditors, the Company believes it of paramount important that downpayment funds be available in the rapid reauction. NextWave also believes the amount of the bidding credit, the nature and extent of penalties, if any, the mechanics of turning in currently licensed spectrum, and collateral issues such as clarification of the Commission's cross default policy are issues whose resolution remains highly material to achieving a fair, rapid and workable approach to surmounting the challenges that the Commission and C-block licensees confront. We pledge to continue to work in good faith with you toward that goal.

NextWave Telecom Inc.

NextWave greatly appreciates the resources you have committed to this project, including the energy and talents of Mr. Levin, Mr. Garcia, Mr. Phythyon, Ms. Chorney and the staffs of the Task Force and the Wireless Telecommunications Bureau. Moreover, NextWave is very grateful to Commissioner Quello, Commissioner Ness and Commissioner Chong, and their respective staffs, for the generous amounts of personal time, energy and resources they have devoted to C-Block issues this summer.

NextWave would be happy to elaborate upon the views expressed in this letter if you would find it helpful.

Respectfully yours,

Janice Obuchowski
Executive Vice President

cc: Commissioner James H. Quello
Commissioner Susan Ness
Commissioner Rachelle B. Chong
Jon Garcia
Task Force